



**PATENT APPLICATION**

DALSAINC-0036

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of )  
Stacy R. KAMASZ et al. ) Group Art Unit: 2818  
Serial No.: 10/079,425 ) Examiner: Ngan V. Ngo  
Filed: February 22, 2002 )  
For: RETICULATED GATE CCD )  
PIXEL WITH DIAGONAL )  
STRAPPING )

**NOTIFICATION OF LOSS OF ENTITLEMENT**  
**TO SMALL ENTITY STATUS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

MAIL STOP: ISSUE FEE

Sir:

Applicants filed the above-identified application on February 22, 2002, at which time small entity status as defined by 1.27(a)(2) was believed to have been properly asserted and established. On February 22, 2002, the assignee to which this application is assigned, DALSA, Inc., acquired another business entity, and as a result of that acquisition is believed to have lost entitlement to small entity status as defined by 13 C.F.R. § 121 after February 22, 2002.

In accordance with 37 C.F.R. § 1.27(g)(2) Applicants hereby notify the U.S. Patent and Trademark Office that applicants are no longer entitled to small entity status for purposes of payment small entity fees.

The Patent and Trademark Office is invited to consider the transition day, February 22, 2002. This application was filed on this transition day, and the assignee acquired another

business entity on this transition day and as a result lost entitlement to small entity status thereafter. Because all persons involved on February 22, 2002 with the filing of the present application had no knowledge of the assignee's acquisition of the other business entity, small entity status was established and all fees paid throughout prosecution were paid as small entity fees. It is the applicant's position that the present application is regarded as filed at the close of business on this transition day, and that the loss of entitlement to small entity status occurred consonantly at the close of business on the transition day. In other words, there was no overlap between the filing of pending application and large entity status resulting from the acquisition of the business entity. The present application was filed before the loss of entitlement to small entity status.

According to 37 C.F.R. § 1.28(c)(2), payment of a deficiency owed, if any, that resulted in a previous erroneous payment of small entity fees must be paid. However, no additional fees have been paid in this matter since loss of entitlement to small entity status is believed to have occurred at or after the original filing, therefore no deficiency is owed.

Should the Commissioner believe that there is an overlap between the filing of pending application and large entity status resulting from the acquisition of the business entity, and that as a result, additional fees are due, the Commissioner is hereby authorized to charge any fee due (or credit any overpayment) associated with this filing to Deposit Account No. 13-3402.

Entry of these documents completes all filing formalities and fully satisfies all requirements of 37 C.F.R. § 1.28(c)(1) and (c)(2), and M.P.E.P. § 509.03. Accordingly, issuance of application is respectfully solicited.

It is believed that no fees are due in connection with 37 C.F.R. § 1.17(i) and 1.28(c)(3) and the filing of this paper and concurrently filed papers; however, should a fee be due (or an overpayment be made), the Commissioner is hereby authorized to charge any fee (or credit any overpayment) associated with this filing to Deposit Account No. 13-3402.

Respectfully submitted,



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Attorney Docket No.: DALSAINC-0036

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